



PATENT
Customer No. 22,852
Attorney Docket No. 5725.0362-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Continuation Application of:)
Isabelle BARA et al.) Prior Appln. Group Art Unit: 1617
Application No.: 10/798,434) Prior Appln. Examiner: Wells, Lauren Q.
Prior Appln. No.: 09/277,226)
Filed: March 12, 2004)
For: W/O EMULSION, COMPOSITION)
COMPRISING SUCH AN)
EMULSION AND COSMETIC,)
PHARMACEUTICAL OR HYGIENE)
USE THEREOF)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application and before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are not submitted herewith because they were previously submitted in a prior application, Application No. 09/277,226, filed on March 26, 1999, upon which Applicants rely for the benefits provided in 35 U.S.C. § 120. Applicants note, however, that EP 612517 is a non-English document, and an English

language translation or abstract was not submitted in the prior application, Application No. 09/277,226. Therefore, a copy of that reference and the English language Derwent Abstract are enclosed herewith for the Examiner's convenience. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Examiner the relevant facts and law regarding the appropriate status of such documents.

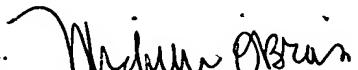
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 31, 2004

By: 
Michelle E. O'Brien
Reg. No. 46,203

INFORMATION DISCLOSURE CITATION

Atty. Docket No. 5725.0362-01	MAR 31 2004 U.S. PATENT & TRADEMARK OFFICE	Appn. No. 10/798,434 Parent Appln. No.: 09/277,226
Applicant Isabelle BARA et al.		
Filing Date March 12, 2004	Group: Not yet assigned Parent Appln. Group: 1617	

U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	4,698,178	Oct. 6, 1987	Hüttinger et al.	252	309	Sep. 19, 1985
	4,999,418	Mar. 12, 1991	Krutak et al.	528	272	Aug. 31, 1989
	5,030,708	July 9, 1991	Krutak et al.	528	272	Dec. 17, 1990
	5,032,670	July 16, 1991	Parham et al.	528	220	Aug. 30, 1989
	5,043,376	Aug. 27, 1991	Sharma et al.	524	376	Feb. 26, 1990
	5,102,980	Apr. 7, 1992	Krutak et al.	528	272	Apr. 1, 1991
	5,104,913	Apr. 14, 1992	Sharma et al.	523	339	Apr. 22, 1991
	5,106,942	Apr. 21, 1992	Krutak et al.	528	272	Jan. 8, 1990
	5,194,463	Mar. 16, 1993	Krutak et al.	524	35	Sep. 27, 1991
	5,281,659	Jan. 25, 1994	Weaver et al.	525	50	Nov. 2, 1992
	5,478,555	Dec. 26, 1995	Bara et al.	424	78.03	Apr. 21, 1994
	5,523,091	June 4, 1996	Pastour et al.	424	401	Feb. 18, 1994
	5,593,680	Jan. 14, 1997	Bara et al.	424	401	Jan. 28, 1994
	5,804,719	Sept. 8, 1998	Didelot et al.	73	335.01	Jul. 26, 1996
	6,074,633	Jun. 13, 2000	Dubief et al.	424	70.19	Mar. 19, 1997
	6,159,486	Dec. 12, 2000	Terren et al.	424	401	May 26, 1999

FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
X	EP 0 331 833	Sep. 13, 1989	Europe	A61K	7/00	
F	EP 0 373 661	June 20, 1990	Europe	A61K	7/00	

Examiner

Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



OMB No. 0651-0011

INFORMATION DISCLOSURE CITATION

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Applicant Isabelle BARA et al.	
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	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
X	EP 0 374 332	June 27, 1990	Europe	A61K	7/48	
X	EP 0 583 130	Feb. 16, 1994	Europe	C08L	83/04	
X	EP 0 612 517	Aug. 31, 1994	Europe	A61K	7/48	Derwent Abstract
X	EP 0 719 540	July 3, 1996	Europe	A61K	7/48	Derwent Abstract
X	EP 0 749 747	Dec. 27, 1996	Europe	A61K	7/035	Derwent Abstract
X	EP 0 787 485	Aug. 6, 1997	Europe	A61K	7/48	Derwent Abstract
X	EP 0 796 615	Sep. 24, 1997	Europe	A61K	7/50	Derwent Abstract
X	EP 0 819 419	Jan. 21, 1998	Europe	A61K	7/027	Derwent Abstract
X	EP 0 819 426	Jan. 21, 1998	Europe	A61K	7/48	Derwent Abstract
X	GB 2 294 392	May 1, 1996	Great Britain	A61K	7/02	
X	WO 92/07913	May 14, 1992	PCT	C09B	69/10	
X	WO 93/14742	Aug. 5, 1993	PCT	A61K	7/48	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

X	English language Derwent Abstract of EP 0 612 517
X	English language Derwent Abstract of EP 0 719 540
X	English language Derwent Abstract of EP 0 749 747
+	English language Derwent Abstract of EP 0 787 485
+	English language Derwent Abstract of EP 0 796 615
+	English language Derwent Abstract of EP 0 819 419

Examiner	Date Considered
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
<input checked="" type="checkbox"/>	English language Derwent Abstract of EP 0 819 426
<input checked="" type="checkbox"/>	English language translation of EP 0 819 426
<input checked="" type="checkbox"/>	Derwent Publication 86-288910 (JP 61 212321)

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce